ENVIRONMENTAL INFORMATION FOR PETITIONS

This form is required for all petitions.

Before the State Water Resources Control Board (State Water Board) can approve a petition, the State Water Board must consider the information contained in an environmental document prepared in compliance with the California Environmental Quality Act (CEQA). This form is not a CEQA document. If a CEQA document has not yet been prepared, a determination must be made of who is responsible for its preparation. As the petitioner, you are responsible for all costs associated with the environmental evaluation and preparation of the required CEQA documents. Please answer the following questions to the best of your ability and submit any studies that have been conducted regarding the environmental evaluation of your project. If you need more space to completely answer the questions, please number and attach additional sheets.

DESCRIPTION OF PROPOSED CHANGES OR WORK REMAINING TO BE COMPLETED

For a petition for change, provide a description of the proposed changes to your project including, but not limited to, type of construction activity, structures existing or to be built, area to be graded or excavated, increase in water diversion and use (up to the amount authorized by the permit), changes in land use, and project operational changes, including changes in how the water will be used. For a petition for extension of time, provide a description of what work has been completed and what remains to be done. Include in your description any of the above elements that will occur during the requested extension period.

This change petition under Water Code §1707 is submitted in connection with the Domaine Anderson Vineyards Inc. application to appropriate water under the State Water Resources Control Board’s (SWRCB) Policy for Maintaining Instream Flows in Northern California Coastal Streams, in which the Petitioners are seeking a permit for the collection and storage of water during the wet season in an existing off-stream pond to provide an alternate source of water during the dry season.

Currently, the Petitioner has an appropriative right to divert approximately 71 acre feet of water from Indian Creek during May through October under License #A021256B for use on the Domaine Anderson Vineyard. As part of this project, the Petitioner has agreed to enter into a forbearance agreement with The Nature Conservancy to refrain from exercising their right to divert water during the summer under license #A021256B for a period of at least 10 years with automatic renewals unless the Petitioner formally requests to terminate the agreement.

This project utilizes the SWRCB Policy for Maintaining Instream Flows in Northern California Coastal Streams, which is designed to assist landowners who wish to apply for expedited water use permits to store water during the winter and early spring and thereby reduce diversions during seasonal recession and the summer low flow period. Based on summer streamflow data and an analysis of the site specific instream flow study, the Petitioner, in conjunction with The Nature Conservancy (TNC) and its consultants, believes that forbearing on this diversion during the summer could have significant benefits to streamflow and summer habitat conditions for salmonid juvenile rearing in Indian Creek. Both the North Coast Regional Water Quality Control Board and the National Marine Fisheries Service have written letters of support for this project.

The purpose of this petition is to add instream use for fish and wildlife as allowable uses under the Petitioner’s existing rights, to make clear that any and all water left instream by the Petitioner pursuant to the project is being put to beneficial use and not abandoned.

No construction, grading, diversion, discharge of waste, or other activities with environmental impacts will result from this change petition.

Insert the attachment number here, if applicable:  

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Coordination with Regional Water Quality Control Board

For change petitions only, you must request consultation with the Regional Water Quality Control Board regarding the potential effects of your proposed change on water quality and other instream beneficial uses. (Cal. Code Regs., tit. 23, § 794.) In order to determine the appropriate office for consultation, see: http://www.waterboards.ca.gov/waterboards_map.shtml. Provide the date you submitted your request for consultation here, then provide the following information.

Will your project, during construction or operation, (1) generate waste or wastewater containing such things as sewage, industrial chemicals, metals, or agricultural chemicals, or (2) cause erosion, turbidity or sedimentation?

- [ ] Yes
- [x] No

Will a waste discharge permit be required for the project?

- [ ] Yes
- [ ] No

If necessary, provide additional information below:

No construction, grading, diversion, discharge of waste, or other activities with environmental impacts will result from this change petition.

Insert the attachment number here, if applicable:

Local Permits

For temporary transfers only, you must contact the board of supervisors for the county(ies) both for where you currently store or use water and where you propose to transfer the water. (Wat. Code § 1726.) Provide the date you submitted your request for consultation here.

For change petitions only, you should contact your local planning or public works department and provide the information below.

Person Contacted: ___________________________ Date of Contact: ___________________________

Department: ___________________________ Phone Number: ___________________________

County Zoning Designation: ___________________________

Are any county permits required for your project? If yes, indicate type below.

- [ ] Yes
- [x] No

- [ ] Grading Permit
- [ ] Use Permit
- [ ] Watercourse
- [ ] Obstruction Permit
- [ ] Change of Zoning
- [ ] General Plan Change
- [ ] Other (explain below)

If applicable, have you obtained any of the permits listed above? If yes, provide copies.

- [ ] Yes
- [ ] No

If necessary, provide additional information below:

No construction, grading, diversion, discharge of waste, or other activities with environmental impacts will result from this change petition.

Insert the attachment number here, if applicable:
Federal and State Permits

Check any additional agencies that may require permits or other approvals for your project:

☐ Regional Water Quality Control Board  ☐ Department of Fish and Game
☐ Dept of Water Resources, Division of Safety of Dams  ☐ California Coastal Commission
☐ State Reclamation Board  ☐ U.S. Army Corps of Engineers  ☐ U.S. Forest Service
☐ Bureau of Land Management  ☐ Federal Energy Regulatory Commission
☐ Natural Resources Conservation Service

Have you obtained any of the permits listed above? If yes, provide copies.  ☐ Yes  ☐ No

For each agency from which a permit is required, provide the following information:

<table>
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<tr>
<th>Agency</th>
<th>Permit Type</th>
<th>Person(s) Contacted</th>
<th>Contact Date</th>
<th>Phone Number</th>
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If necessary, provide additional information below:

No construction, grading, diversion, discharge of waste, or other activities with environmental impacts will result from this change petition.

Insert the attachment number here, if applicable:

Construction or Grading Activity

Does the project involve any construction or grading-related activity that has significantly altered or would significantly alter the bed, bank or riparian habitat of any stream or lake?  ☐ Yes  ☐ No

If necessary, provide additional information below:

No construction, grading, diversion, discharge of waste, or other activities with environmental impacts will result from this change petition.

Insert the attachment number here, if applicable:
Archeology

Has an archeological report been prepared for this project? If yes, provide a copy.  ○ Yes  ○ No

Will another public agency be preparing an archeological report?  ○ Yes  ○ No

Do you know of any archeological or historic sites in the area? If yes, explain below.  ○ Yes  ○ No

If necessary, provide additional information below:

No construction, grading, diversion, discharge of waste, or other activities with environmental impacts will result from this change petition.

Insert the attachment number here, if applicable: ___________  

Photographs

For all petitions other than time extensions, attach complete sets of color photographs, clearly dated and labeled, showing the vegetation that exists at the following three locations:

☒ Along the stream channel immediately downstream from each point of diversion
☒ Along the stream channel immediately upstream from each point of diversion
☒ At the place where water subject to this water right will be used

Maps

For all petitions other than time extensions, attach maps labeled in accordance with the regulations showing all applicable features, both present and proposed, including but not limited to: point of diversion, point of rediversion, distribution of storage reservoirs, point of discharge of treated wastewater, place of use, and location of instream flow dedication reach. (Cal. Code Regs., tit. 23, §§ 715 et seq., 794.)

Pursuant to California Code of Regulations, title 23, section 794, petitions for change submitted without maps may not be accepted.

All Water Right Holders Must Sign This Form:

I (we) hereby certify that the statements I (we) have furnished above and in the attachments are complete to the best of my (our) ability and that the facts, statements, and information presented are true and correct to the best of my (our) knowledge. Dated 4-21-17 at Philo, California.

[Signature]

Water Right Holder or Authorized Agent Signature

Water Right Holder or Authorized Agent Signature

NOTE:
• Petitions for Change may not be accepted unless you include proof that a copy of the petition was served on the Department of Fish and Game. (Cal. Code Regs., tit. 23, § 794.)
• Petitions for Temporary Transfer may not be accepted unless you include proof that a copy of the petition was served on the Department of Fish and Game and the board of supervisors for the county(ies) where you currently store or use water and the county(ies) where you propose to transfer the water. (Wat. Code § 1726.)